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NO. 7077 P. 2/15  
CASE D0283 CIP

JUL 27 2006

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Stephen C. D'Amico  
Type or print name

  
Signature

7-27-06  
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

FEDER, et al.

APPLICATION NO: 10/635,977

FILED: August 7, 2003

FOR: POLYNUCLEOTIDES ENCODING A NOVEL TESTIS-SPECIFIC TUBULIN  
TYROSINE-LIGASE-LIKE PROTEIN, BGS42

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

REQUEST TO CORRECT INVENTORSHIP

UNDER § 1.48 (a) (1) AND §1.312

Sir:

I hereby request under 37 C.F.R. § 1.48 (a) (1) that the name of following person be added as an Inventor in the above Continuation-In-Part application.

Name

Liana M. Lee

Residence

460 Fell Street, Apt. 4  
San Francisco, California 94102

The above Inventor was omitted without deceptive intent on our part.

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01 FC:1464 130.00 DA


In this regard, enclosed are:

- 1) a Statement Pursuant to 37 C.F.R. § 1.48(a)(2) from the person being added as an inventor that the error in inventorship occurred without deceptive intention on her part;
- 2) a Substitute Declaration and Power of Attorney executed by each of the actual inventors as required by 37 C.F.R. § 1.63; and
- 3) a Written Consent of the Assignee Statement under 37 C.F.R. § 1.48 (a)(5) and 37 C.F.R. § 3.73(b).

Please charge the \$130 fee set forth in 37 C.F.R. §1.17(i) to Deposit Account No. 19-3880 in the name of Bristol-Myers Squibb Company.

Respectfully submitted,

Bristol-Myers Squibb Company  
Patent Department  
P.O. Box 4000  
Princeton, NJ 08543-4000  
(609) 252-5289

  
Stephen C. D'Amico  
Agent for Applicants  
Reg. No. 46,652

Date: 7-27-06

JUL. 27. 2006 11:21AM



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**Bristol-Myers Squibb Company**

Worldwide Medicines Group  
P.O. Box 4000 Princeton, NJ 08543-4000

NO. 7077 P. 1/15

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**FROM: Stephen C. D'Amico**

**FAX #: (609) 252-4526**

**PHONE #: (609) 252-5289**

**RE: U.S. Appln. Serial No.: 10/635,977  
Attorney Docket No. : D0283 CIP**

**Comments: Please see attached:  
  
Request to Correct Inventorship**

***Should you not receive all the pages of this facsimile, please contact Joyce Whitlow at  
609-252-3597***

THE INFORMATION CONTAINED IN THIS FAX MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE RECIPIENT(S) NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

**STATEMENT ACCOMPANYING REQUEST ADDING PERSON ERRONEOUSLY OMITTED AS  
INVENTOR IN CONTINUATION-IN-PART APPLICATION**  
(37 C.F.R. § 1.48 (a)(2))

I, Liana M. Lee, a person signing below, whose name is being added as inventor, hereby state that my name was omitted as an inventor in this application by error and without deceptive intention on my part.

Date. 07/19/06

Liana M. Lee

Signature

Liana M. Lee

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NO. 7077 P. 7/15  
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SUBSTITUTE

DECLARATION AND POWER OF ATTORNEY FOR U.S. PATENT APPLICATIONS

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,  
and

I believe I am an original, first and joint inventor of the subject matter which is claimed  
and for which a patent is sought on the invention entitled

POLYNUCLEOTIDES ENCODING A NOVEL TESTIS-SPECIFIC  
TUBULIN TYROSINE-LIGASE-LIKE PROTEIN, BGS42

the specification of which was filed on August 7, 2003 as U.S. Application No. 10/635,977.

I hereby state that I have reviewed and understand the contents of the above identified  
specification, including the claims.

I acknowledge my duty to disclose all information which is known by me to be material to  
the patentability of this application as defined in 37 C.F.R. §1.56.

I hereby claim the benefit under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign  
application(s) for patent or inventor's certificate listed below and under 35 U.S.C. §365(a) of any  
PCT international application(s) designating at least one country other than the United States  
listed below and have also listed below any foreign application(s) for patent or inventor's  
certificate or any PCT international application(s) designating at least one country other than the  
United States for the same subject matter and having a filing date before that of the application  
the priority of which is claimed for that subject matter:

None

I hereby claim the benefit under 35 USC §119(e) of any United States provisional  
application(s) listed below:

Application No.

Filing Date

60/394,725

July 9, 2002

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) listed below and under 35 U.S.C. §365(c) of any PCT international application(s) designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in said prior application(s) in the manner required by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose all information known by me to be material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date(s) of the prior application(s) and the national or PCT international filing date of this application:

<u>United States Application No.</u>	<u>United States Filing or §371 Date</u>	<u>Status or U.S. Patent No.</u>	<u>International Application No.</u>	<u>International Filing Date</u>
10/315,659	July 9, 2003	Pending	-	-

I hereby appoint the attorneys and agents associated with **Customer No. 23914**, respectively and individually, as my attorneys and agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please address all communications to the address associated with **Customer No. 23914**, which is currently Stephen B. Davis, Bristol-Myers Squibb Company, Patent Department, P.O. Box 4000, Princeton, NJ 08543-4000.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

D0283A CIP

## FIRST JOINT INVENTOR:

Full name : John N. Feder

Signature : Date : 07/25/06  
(MM/DD/YY)

Citizenship : United States of America

Residence : Belle Mead, New Jersey

P.O. Address : 277 Dutchtown Zion Road  
Belle Mead, New Jersey 08502

## SECOND JOINT INVENTOR:

Full name : Thomas C. Nelson

Signature : \_\_\_\_\_

Date : \_\_\_\_\_  
(MM/DD/YY)

Citizenship : United States of America

Residence : Lawrenceville, New Jersey

P.O. Address : 12 Azalea Court  
Lawrenceville, New Jersey 08648

## THIRD JOINT INVENTOR:

Full name : Shujlan Wu

Signature : \_\_\_\_\_

Date : \_\_\_\_\_  
(MM/DD/YY)

Citizenship : United States of America

Residence : Langhorne, Pennsylvania

P.O. Address : 972 Ithan Lane  
Langhorne, Pennsylvania 19047

## FIRST JOINT INVENTOR:

Full name : John N. Feder

Signature : \_\_\_\_\_

Date : \_\_\_\_\_  
(MM/DD/YY)

Citizenship : United States of America

Residence : Belle Mead, New Jersey

P.O. Address : 277 Dutchtown Zion Road  
Belle Mead, New Jersey 08502

## SECOND JOINT INVENTOR:

Full name : Thomas C. Nelson

Signature :  \_\_\_\_\_Date : 07/06/06  
(MM/DD/YY)

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Residence : Lawrenceville, New Jersey

P.O. Address : 12 Azalea Court  
Lawrenceville, New Jersey 08648

## THIRD JOINT INVENTOR:

Full name : Shujian Wu

Signature : \_\_\_\_\_

Date : \_\_\_\_\_  
(MM/DD/YY)

Citizenship : United States of America

Residence : Langhorne, Pennsylvania

P.O. Address : 972 Ithan Lane  
Langhorne, Pennsylvania 19047

## FIRST JOINT INVENTOR:

Full name : John N. Feder

Signature : \_\_\_\_\_

Date : \_\_\_\_\_  
(MM/DD/YY)

Citizenship : United States of America

Residence : Belle Mead, New Jersey

P.O. Address : 277 Dutchtown Zion Road  
Belle Mead, New Jersey 08502

## SECOND JOINT INVENTOR:

Full name : Thomas C. Nelson

Signature : \_\_\_\_\_

Date : \_\_\_\_\_  
(MM/DD/YY)

Citizenship : United States of America

Residence : Lawrenceville, New Jersey

P.O. Address : 12 Azalea Court  
Lawrenceville, New Jersey 08648

## THIRD JOINT INVENTOR:

Full name : Shujian Wu

Signature :  \_\_\_\_\_Date : 06/15/06  
(MM/DD/YY)

Citizenship : United States of America

Residence : Langhorne, Pennsylvania

P.O. Address : 972 Ithan Lane  
Langhorne, Pennsylvania 19047

## FOURTH JOINT INVENTOR:

Full name : Stanley R. Krystek

Signature : Stanley R. KrystekDate : 06/15/06  
(MM/DD/YY)

Citizenship : United States of America

Residence : Ringoes, New Jersey

P.O. Address : 15 Back Brook Road  
Ringoes, New Jersey 08551

## FIFTH JOINT INVENTOR:

Full name : Liana M. Lee

Signature : \_\_\_\_\_

Date : \_\_\_\_\_  
(MM/DD/YY)

Citizenship : United States of America

Residence : San Francisco, California

P.O. Address : 460 Fell Street, Apt. 4  
San Francisco, California 94102

## FOURTH JOINT INVENTOR:

Full name : Stanley R. Krystek

Signature : \_\_\_\_\_

Date : \_\_\_\_\_  
(MM/DD/YY)

Citizenship : United States of America

Residence : Ringoes, New Jersey

P.O. Address : 15 Back Brook Road  
Ringoes, New Jersey 08551

## FIFTH JOINT INVENTOR:

Full name : Liana M. Lee

Signature :  \_\_\_\_\_Date : 07/19/06  
(MM/DD/YY)

Citizenship : United States of America

Residence : San Francisco, California

P.O. Address : 460 Fell Street, Apt. 4  
San Francisco, California 94102

JUL 27 2006

CASE D0283A CIP

**STATEMENT UNDER 37 CFR 3.73 (b)**

Applicant/Patent Owner: Bristol-Myers Squibb Company

Application No. 10/635,977

Entitled: POLYNUCLEOTIDES ENCODING A NOVEL TESTIS-SPECIFIC  
TUBULIN TYROSINE-LIGASE-LIKE PROTEIN, BGS42

states that it is:

1. [X] the assignee of the entire right, title and interest.
2. [X] Assignments from the inventors of the patent application identified above. The assignments were recorded in the United States Patent and Trademark Office at Reel 014613, Frame 0307.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Briana Bergen

  
Senior Patent CounselDate: 7-27-06

CASE D0283 CIP

**CONSENT OF ASSIGNEE TO ADDING PERSON(S) ERRONEOUSLY OMITTED AS AN  
INVENTOR(S) IN CONTINUATION-IN-PART APPLICATION**  
**(37 C.F.R. § 1.48 (a)(5))**

The undersigned assignee of the entire interest in the above-mentioned Continuation-In-Part application hereby assents to the addition of the person(s) erroneously omitted as an inventor as identified in the Request that this assent accompanies.

☒ Attached is a "Statement Under 37 C.F.R. § 3.73(b)," establishing the right of the assignee to take action in this matter.

Date: 7-27-06

Briana Bergen

  
Senior Patent Counsel